

RECORD OF PROCEEDINGS

Minutes of

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held

Thursday, November 5, 2020

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**CALL TO ORDER:** Mayor Williams called the Riverside, Ohio City Council Meeting to order at 6:01 p.m. at the Riverside Administrative Offices located at 5200 Springfield Street, Suite 100, Riverside, Ohio, 45431.

**ROLL CALL:** Council attendance was as follows: Ms. Campbell, present; Mr. Denning, present; Mrs. Franklin, present; Ms. Fry, present; Ms. Lommatzsch, present; Mr. Teaford, present; and Mayor Williams, present.

Staff present was as follows: Mark Carpenter, City Manager; Chris Lohr, Assistant City Manager; Tom Garrett, Finance Director; Dan Stitzel, Fire Chief; Frank Robinson, Police Chief; Kathy Bartlett, Public Services Director; and Katie Lewallen, Clerk of Council.

**EXCUSE ABSENT MEMBERS:** No council member was absent.

**ADDITIONS OR CORRECTIONS TO AGENDA:** Mr. Carpenter stated a resolution was added to the agenda regarding Colliers to be the leasing agent for the Wright Point buildings.

**APPROVAL OF AGENDA:** Deputy Mayor Lommatzsch motioned to approve the amended agenda. Mr. Denning seconded the motion. All were in favor; none opposed. **Motion carried.**

**PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE:** Mayor Williams asked Pyper and Gavin Russell to lead the pledge of allegiance.

**MINUTES:** Mr. Denning motioned to approve the minutes from the October 8, 2020, October 15, 2020, and October 17, 2020 meetings. Mr. Teaford seconded the motion. All were in favor; none opposed. **Motion carried.**

**PRESENTATION:** Chief Stitzel introduced Pyper Russell along with her mom, and her brother, Gavin. Mrs. Brandy Russell stated that her two children, Pyper and Gavin, have been raising money for different police and fire departments. They would like to present the police and fire with some money along with a special gift. They used their allowance and had the plaque made for the police and fire departments. Pyper presented an envelope with a \$600 check. Gavin thanked the safety departments for helping the community and keeping it safe. Pyper thanks the departments as well. Mayor Williams asked Mrs. Russell to provide information regarding the account set up at Wright-Patt credit union to contribute. Mrs. Russell stated they ended up having too much money to hold so she opened an account under Pyper's Snack Shack. Anyone can donate to it; the only time money comes out is through a cashier's check as presented tonight. The kids will continue to raise money through different activities. She also has a cash app that goes straight into the bank account. The name has also been changed to Pyper and Gavin's Snack Shack. Mayor Williams thanked both Pyper and Gavin for their efforts and donation.

**WRITTEN CITIZEN PETITIONS:** Mayor Williams advised citizens to fill out a form if they wished to speak about agenda or non-agenda items.

**DEPARTMENT UPDATES:**

**A) Administration Department** – Mr. Lohr: We are wrapping up the wi-fi project, which entails upgrading all the access points at city hall and Station No. 6 and combining the wireless controller so we can have the same wi-fi networks at all of our city facilities. This helps for day-to-day operations and for emergency management purposes. One of the challenges encountered with the Memorial Day tornadoes was the city didn't have power and could not operate, phones and computers didn't work for them. At that time, many had desktop computers and did not have access to wireless at the other facility. Now, with the new wireless upgrade and many having laptops, in case of an emergency, everyone at city hall can take their laptop to Station No. 6 or No. 5 and be connected to the wireless

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and to the network for minimal down time and continuity of operations. That is a big step forward in capabilities. With that said, there is a memo in front of you that has a wi-fi password for the Riverside network. That network is exclusively for city council and city staff; don't share the password. It will allow access to the internet when on the premise with any of the devices you have, cell phone, Surface Pro; you will be able to access internet and city email with that. We are getting close to insurance open enrollment and Elayna and I are working very hard on getting a new benefits administration portal up and running for city staff and for council, if they choose to have any of our benefits. This is going to allow us to manage all employee benefits and allow employees to access all their benefits at one location. Right now, we have a website with log in for staff for us to manage that for every benefit that we have: eye insurance, dental, medical, and life. We have to go to different places to make changes and it can be time consuming. It will all be in one place and make it easier for us on the HR side and also for employees when they do open enrollment they can log in and pick what benefits they want and pick plans and make that effective. It will be a smoother process for us. You all should have gotten the email from the city manager stating we are closing the doors at our facilities and it will be appointment only. With that being the case, we are making preparations for the change. We have ordered additional masks for staff, but also to provide for the public who come in for appointments. We've ordered a drop box, too, that will be placed in the lobby at city hall as well as a wall mount application holder so people will still be able to do business with the city. We have ordered some cleaning supplies to finish up CARES Act purchases, hopefully, for the year. We are starting to see staff members test positive or be exposed and have to be quarantined. We have seen this mostly over the last 45 days or so. I think it is unfortunately becoming very real and encourage people to continue to wear your masks, use hand sanitizer, wash hands, and be careful.

Mayor Williams stated that people are not able to join the Zoom meeting as it is showing up the meeting already being in progress. A member of the public came in to the meeting because she could not join on Zoom. Mrs. Franklin stated that it is saying the administrator is in another meeting so the link may be incorrect.

**B) Police Department** – Chief Robinson: It has been awhile since I have been in this room to do an update. Unfortunately, this month we lost one of our rookie officers. He took another position at Middletown PD; it's understandable as his family lives that way and has another family member that works there. He was a very good officer and we hated to lose him. This past Saturday, we gave a test and had 11 people take the test. We have several lateral entries as well that we are looking at. Tests have been sent off and we are waiting on results to see as far as moving on to the next step of the process, physical agility. Right now, it is slim pickings; I hate to say it, but it is for law enforcement every place around here is having the same kind of issues. There are so many departments giving tests right now that people are being very selective on where they are going. Mr. Lohr alluded to some issues with COVID-19; we have had a couple of our folks test positive this month within the last week. Both have minor symptoms; I've talked to them and the minor symptoms was not really bad. We have to keep them out to be safe since they tested positive, and we have to monitor people they may have been in contact with. We are going by the CDC guidelines. There is a bit of difference with law enforcement and fire as there is with everyone else, but not much. Adam Todd, a detective, his step-son who lives with him got a positive result and didn't get any symptoms, then a week later he has symptoms so it shows you that the incubation period does matter. He tested negative once then tested positive later. Officer Brookshire completed his evidence tech school this month and is certified to do work on incidents and scenes. We have quite a few of those folks and spread them around to make sure we have a lot of people on our shifts who can come in, especially now, because of not having two of the detectives out and we only have three. Major Color is having to step in and do some detective work as well as his other duties and the admin work. It is slim pickings in the detective section and we are probably looking at them coming back until November 10. It is hectic over there right now. This past month we had Halloween and participated in the parade at Forest Ridge. We also had candy in the cruisers as we do every year. They are very happy they had no calls at the polls yesterday, no issues whatsoever. On the other hand,



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this past weekend, we had Oddbody's again. We were out there four times. Two of the times officers were being proactive, and two of the times we got called out there. We got a call that said they were over capacity. We went out there, called the fire department, they came out and checked it and they were not over capacity; however, they did have some alcohol issues after the time period. Everything was documented and sent all that over to liquor control so that will be in the report going on. Hopefully, like last time, liquor control will cite them again for the same kind of violation that should help us. I didn't like the response liquor control gave us though. It was something like, did you get a sample of the alcohol at the place. We have never done that before; they have never asked that before. Why are they changing the rules now? Hopefully, that doesn't get held against us, but we will see. We are out there every week. There were a lot of people there not from this area, some out of state. We had some issues with what they call gangbangers out of Detroit, so it concerns me that we have 20 – 30 people from other states coming into our city and I have three cops on the road. That concerns me a lot. I would love for this action to take place and get that out of our city because it is a problem.

I want to give you an idea of how busy we are with our folks. This past Monday and Tuesday, our officers had to attend 28 court hearings. Last month's numbers were outrageous as far as going to court. They are very busy and can't afford to lose anybody to COVID-19. I am happy to say that Sgt. Vance is back to work after his concussion while fighting a suspect a week-and-a-half ago. He was trying to make an arrest and the subject decided he wanted to fight and punched Sgt. Vance in the head several times giving him a mild concussion. He came back on the 30<sup>th</sup>. This is a good and bad thing; to date, we have 656 less hours of overtime used this year compared to last year at the same time. That is about \$34,000 - \$35,000 in saved overtime. I wanted to remind you that when we work off the details we get paid, the city gets the money back for that, too. It is a good savings as far as overtime. The sad part about that is a lot of those hours are for community engagement. They didn't have National Night Out and other things they normally do. It is good and bad. We try really hard to save money and not spend it when we can help it. Also, a very good savings was the grant for vests. We received a 75/25 grant, and I think Tom got a check recently for \$3,600 - \$3,800 from BWC for the vests. That is a really good program; we are still in it. We still do have the other BVP, which is a 50/50 grant. We will always get those vests at half-price or 75% off rate. Last thing, August 15, 2017, Robert Caldwell was murdered in Riverside. Friday, October 30, Tawney Caldwell pled guilty in federal court to interstate stalking resulting in a death. They are recommending she gets 20 – 35 years; she deserves every second of it. If you read any of the reports given out, she had a very big part in planning this whole thing. The first attempt on his life and then the second attempt. She was on the phone with him right before or right after it happened. You can see it on the video where he is talking on the phone. She pled on that. Sterling Roberts, the man who was her boyfriend and committed this heinous act in front of their children, he went out of state. He went through that process there and he has received 10 years for what he did in South Carolina, so now it is our turn. November 30, he is set to go to trial. I don't now how much of a trial it will be, but what I have heard is he may plead on that as well. We will finally get our day in court. I want to thank everyone, our people, did a fantastic job on this. They worked tirelessly to get all the information, all the evidence, everything they needed to do to make this work. Now, we went federal because they went to different states and it made a difference on how many people we are able to arrest and prosecute. We want to thank the FBI as well that helped us do this. Everyone involved, we can't thank them enough.

Ms. Campbell: The ones who showed positive for the virus; did they recently have flu shots because they say its got a little in there and they will test positive if they had a flu shot recently. After that, if they test again, it might be cleared up. Chief Robinson: At this point, they have symptoms so I think we will err on the side of caution and get them off 10-days from when first symptoms start. We can't afford to lose any more people than what we have. Two people right now is enough; we get five or six, we are in trouble.

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Deputy Mayor Lommatzsch: Was Officer Vance involved in the issue on Robinwood? Is that where the fight was; was he by himself? Chief Robinson: You are asking me a question I don't know the answer to, but I can get that for you. Deputy Mayor Lommatzsch: It is not a big deal. Thank you for your efforts on trying to get Oddbody's under control; it is a continuing nuisance. Chief Robinson: We would like nothing more than to get that taken care of.

Mr. Denning: I wanted to thank you, also, for staying on top of Oddbody's. I was wondering, can we get any other like Ohio Bureau of Investigation or anybody else involved to push them a little harder or keep an eye on that to free our guys up a bit. Chief Robinson: We have been in contact with them. There is some issue with having one of their agents get here. They are short-handed; and I would have to tell you off this mic. Mr. Denning: It is for everybody's safety that we shut that down. Chief Robinson: I agree 100%. Mr. Denning: did we get in contact with that property owner, not Oddbody's themselves, and discuss anything with him about being able to shut them down as a nuisance or something? Mr. Carpenter: I am not aware if we have or have not. Mr. Denning: The other thing I suggest is talking to the law director about our nuisance abatement capability and what documentation we need from the police department to be able to use that to board it up for a year, if we have to. If they aren't going to play by the rules we ask everybody play by, then they are being a nuisance and they are not good for our community. I have no problem with us going over there and legally boarding it up for a year. If you explain that to the property owner that he won't be getting rent for a year, maybe he will push a little harder to do something. Deputy Mayor Lommatzsch: Wasn't Mr. Burkholder going to look into speaking with the property owner? Mr. Denning: That is why I asked, it has been a week. Did we talk to him? Mr. Carpenter: I didn't have that conversation with Mr. Burkholder. Mr. Denning: I think we need to do that. Obviously, the people that run Oddbody's don't give a crap about our community, so maybe we need to talk to the property owner about the situation and maybe he will take a little more interest in it. I don't know what documentation we need from the police department to completely shut them down, but I have no problem working that one, too. Chief Robinson: We have given them everything we had, gone on our been on, either on ourselves or been called on in the last three years. This adds on. Mr. Denning: We have an ordinance on nuisance abatement. Mr. Carpenter: That usually involves a felony. Chief Robinson: I'm not sure if we've had that. We've had incidents out there, but I don't think ones that have reached that level I don't believe. To be honest with you, it is just a matter of time. The shows going in there that are being brought here are bringing that element to the city. It is just a matter of time before there is going to be a shooting there. It almost could have happened this past week, I guarantee it. The security people there are saying these are rough characters running around out there. Then, we have to go out there, and we are short-handed. It is not a good situation for us, but we are going to go; there is no doubt. Deputy Mayor Lommatzsch: If they are interstate, you can't call the state troopers? Chief Robinson: No, they don't have those powers. I said this exact same thing when Bob Murray was in Gary's position. We had shows back then, and they were exactly the same thing and I said we've got to stop those. We did; they switched to doing some other music and they had some country stuff and alternative. It's unfortunate. Mr. Denning: They follow the money. If they aren't following the rules, then we need to do what we need to do. Chief Robinson: It may change next week. Deputy Mayor Lommatzsch: Would the sheriff's department have any authority to go in with you? Chief Robinson: No, we have the only authority in the city. Technically, they can assist us there. We can call anybody you want. State troopers will come at your beck and call. They work the interstates, but I've known many in my career and if I was standing there talking to them and if a domestic popped off I will ask if they want to come to a domestic to help him out because we are short-handed, they would be like heck yeah and away we go. They will assist if we need them. Both Montgomery County and state troopers.

Mr. Teaford: The guy who leases Oddbody's is leasing it to an individual for private parties. I don't know how the chain of command there works, but the guy who owns the lease on Oddbody's is leasing it to an individual to have these crazy parties. I don't know if he has been contacted. Chief Robinson: That is up to Mr. Burkholder; I don't know who he has



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contacted. I agree with you. The guy from Blue Nile Group is in Cincinnati. He just rents the space from the guy who owns the building who then he in turn rents it out to someone for a party. Mr. Teaford: They are considered private parties; do they not have to follow all the rules? Chief Robinson: I don't think that is necessarily true. Mr. Denning: If they are selling alcohol, they have to follow the rules. Chief Robinson: On a last note, one of the officers did not have a flu shot, we know that for sure.

Mr. Carpenter: The link for the meeting has been updated on the website and on Facebook.

**C) Fire Department** – Chief Stitzel: The biggest thing we have been working on is the regional plan to assist in vaccinating the general populous with either the flu shot or a COVID-19 vaccine when one comes out. We are working with the Department of Health regional organization. We had a Zoom meeting today about it and get information on our role as EMS providers could do. The state of Ohio did approve us through our scope of practice to give vaccines with the proper permission from our medical director and proper training we will be able to do that. There are still some discussions on whether we are going to do ourselves, police, fire, EMS, dispatchers or whether we will be doing general population. There are surveys going around asking us if we are willing to do a point of distribution ourselves or would we go other places and help them and would we go help homeless and shelters. We are working in that process to make sure we know what is going on and if we are capable of getting involved in that and helping, we certainly will. That has been quite a few phone calls and meetings this week. We are working on a new county radio template for our radios. We updated and that should be done in December. My full-time firefighter list has been sent over to city hall to be certified. We have three candidates on it and that is an eligibility list in case we end up getting an opening in the near future. It will be good for a year. If someone does leave, we will be quick to get somebody in there and stay up and running. The crews this week are doing something a little bit different and getting innovative in our training. We have been struggling with this for quite a long time, the quality of our training because we don't have our own facility and we get busy. I've been taking calls and have had a couple of our part-time people staying back and taking calls while we are sending crews down to the Dayton training center on Springfield Street. They are doing practical evolutions involving a smoke machine. They smoke up the building down there, go in, locate victims, work the cameras, bring up the victims, extend charged hose lines in; they can flow water and not do any damage anywhere. We just don't have anything like that in our city we can use to do that type of training unless we find an acquired structure scheduled to be torn down. They are working on a lot of incident command skills, so it is all scenario based. We are fortunate. I know in years past we talked about our mutual aid with our neighbors and one of the benefits of partnering with Dayton is that they let us use the facility at no charge. It is the cooperation between department. The crews were out for beggar's night passing our candy and attended the Forest Ridge parade. The arson investigation unit is beginning to ramp up and we have one case we are working on daily and will be going on for a while. We got signed up with the ATF Bureau and a partnership with their tracking system. We can actually start tracking and look at other departments and see all the arson investigations that Dayton has going on and compare notes.

**D) Public Service Department** – Ms. Bartlett: The Olentangy Drive Bridge was pushed back to sell in 2023. Our portion of that construction payment won't be due until 2023. The other project is the Burkhardt Road/Woodman Drive intersection and that also has been pushed back. Both of these due to right-of-way that was not anticipated. The Spinning Road, Eastman to Burkhardt and Eastman, that was an OPWC project with water. We ran into the situation with it as we did with Lynnhaven. We are doing much better estimates going forward, but we are going to just do Eastman with that grant and then we will seek a separate grant for Spinning Road from Eastman to Burkhardt, which actually should give us more grant money to use for those projects. The Lynnhaven plat since the Street Levy did not go through, we will only be doing two of those streets rather than the 13. Other than that, the guys have the plows ready for the snow; the salt has been brought back from Dayton.

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Mr. Denning: What is going on with Shellabarger and the new playground equipment? Ms. Bartlett: It just started construction this week. They came Monday and excavated to make the lot flat where the playground is going to be sitting. They expect to be finished this week. We have mulch there in anticipation of putting all the mulch around the structure, but that is the latest plan. Mr. Denning: I would like to suggest that we get some pictures of that and get it up on the website and Facebook page showing that it is being done so folks know how their money is being spent. Ms. Bartlett: Will do.

Mr. Teaford: You mentioned going from 13 roads down to two, is that just in that area or is that going to be a total for Riverside since the levy failed. Ms. Bartlett: That will be what will be constructed in 2022. Those two roads are going to cost about, subtracting out the grant, they are going to be about \$1.0 million. We will have to come up with funds for that. That is more than the funding in my budget.

**E) City Manager Report** – Mr. Carpenter: As Mr. Lohr said, we plan on closing the lobby beginning Monday. The public will be able to schedule appointments, but we are trying to do our part and minimizing the spread of the Coronavirus. In the packet, the legislation for the exhibit for the appropriations we will get to momentarily, we did have to update that today as we completed the process to obtain the bonds for East Springfield Street funding. We had a place holder last week, but everything closed this week and we do have to appropriate a few more dollars and Mr. Garrett can elaborate that when we get to that piece of legislation.

**PUBLIC COMMENT ON AGENDA ITEMS:** No one wished to comment on agenda items.

NEW BUSINESS

A. ORDINANCES

- I) Ordinance No. 20-O-746 – making supplemental appropriations for current expenses and other expenditures of the City of Riverside, State of Ohio. For the period of January 1 through December 31, 2020. (1<sup>st</sup> & 2<sup>nd</sup> reading, public hearing, adoption)**

Mr. Carpenter stated this is the ordinance for supplemental appropriations for the East Springfield Street project.

Mr. Denning motioned to approve the first reading of Ordinance No. 20-O-746. Ms. Fry seconded the motion. Mr. Garrett explained the bond issue is to get the city’s share payable to ODOT for the East Springfield Street paving planned for next year. We need that money late this month. We were going through a borrowing process and had two banks were interested and made offers on that, but then after further investigation, the primary vendor had to withdraw. We had to regroup and go through a more formal offering process, writing a detailed offering statement and get more review by our bond council and enlisted an underwriter. We had to apply bond insurance guaranteeing our credit rating, so all those costs added up to more cost to the issuance for our bond offering. We did receive the money this morning, but the cost is more than double what we had planned in the previous supplemental. We need to increase the operating expenses, General Government Fund, just to compensate for those increased costs of issuing the bond and getting the loan.

The clerk read the ordinance by title only.

Roll call went as follows: Mr. Denning, yes; Ms. Fry, yes; Ms. Campbell, no; Mrs. Franklin, yes; Ms. Lommatzsch, yes; Mr. Teaford, yes; and Mayor Williams, yes. **Motion carried.**



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Mr. Denning motioned to suspend the rules that dictate the number of days between the first and second reading. Mr. Teaford seconded the motion.

Roll call went as follows: Mr. Denning, yes; Mr. Teaford, yes Ms. Campbell, no; Mrs. Franklin, yes; Ms. Fry, yes; Ms. Lommatzsch, yes; and Mayor Williams, yes. **Motion carried.**

Mr. Denning motioned to approve the second reading of Ordinance No. 20-O-746. Mr. Teaford seconded the motion. The clerk read the ordinance by title only.

Mayor Williams opened the public hearing. No one wished to speak on this ordinance in attendance or on Zoom. Mayor Williams closed the public hearing.

Roll call went as follows: Mr. Denning, yes; Mr. Teaford, yes; Ms. Campbell, no; Mrs. Franklin, yes; Ms. Fry, yes; Ms. Lommatzsch, yes; and Mayor Williams, yes. **Motion carried.**

B. RESOLUTIONS

- I) **Resolution No. 20-R-2625 – final resolution with ODOT for the planning and resurfacing of East Springfield Street between Harshman Road and the City of Riverside eastern corp. limit, including pavement repair, storm sewer inlets, curb, lighting, traffic signal upgrades, and reconfigured pavement markings, lying within the City of Riverside.**

Mr. Carpenter stated this is directly connected with the East Springfield Street project. This is city working with ODOT in final agreement on this project.

Mr. Denning motioned to approve Resolution No. 20-R-2625. Mrs. Franklin seconded the motion.

All were in favor; none opposed. **Motion carried.**

- II) **Resolution No. 20-R-2630 – authorizing the city manager to accept a grant, if awarded, for funding the Victims of Crime Act (VOCA-SVAA), and authorizing the expenditure of matching funds.**

Mr. Carpenter stated this is authorizing the city manager to accept the VOCA grant.

Mr. Denning motioned to approve the Resolution No. 20-R-2630. Ms. Fry seconded the motion.

All were in favor; none opposed. **Motion carried.**

- III) **Resolution No. 20-R-2632 – authorizing the City Manager to enter into a service agreement with the law offices of the Montgomery County Public Defender to provide legal counsel to indigent persons charged with violations of municipal ordinances for the year 2021, under certain terms and conditions.**

Mr. Carpenter this authorizes the city manager to enter into a service agreement with the Montgomery County Public Defender’s Office with no increase to cost this year.

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Mr. Denning motioned to approve the Resolution No. 20-R-2632. Ms. Fry seconded the motion.

All were in favor; none opposed. **Motion carried.**

**IV) Resolution No. 20-R-2633 – authorizing the city manager to enter into a professional service agreement with Colliers International as the commercial leasing agent for Wright Point Office Park, 5100 and 5200 Springfield Street, Riverside, Ohio.**

Mr. Carpenter stated this is authorizes the city manager to enter into a professional service agreement with Colliers International as the leasing agent for Wright Point properties.

Mr. Denning motioned to approve the Resolution No. 20-R-2633. Ms. Fry seconded the motion.

Six were in favor; Mr. Teaford opposed. **Motion carried.**

**PUBLIC COMMENT ON NON-AGENDA ITEMS:** Mayor Williams invited Ms. Freda Patterson to the podium and requested for the record her name and address and to keep comments to three minutes.

Ms. Freda Patterson: Freda Patterson, 335 Marjorie Avenue, first of all, excuse how I am. I was not expecting to be here, but since Zoom didn't work, I jumped in my car and took off. We have read and heard that through Dayton Daily News that there is a request for a levy recount, and I would like to know where that request is coming from and who pays for that. Mr. Carpenter: I have not made a request, so it didn't come from me, but as in 2018, there was an automatic recount. Much like then, a request was not made so it was automatic. The Board of Election contacts us. We have not been...Ms. Patterson: The Dayton Daily News is stating that there was a recount request made by the city manager. Mr. Carpenter: Not this city manager. Ms. Patterson: That is the reason I was here; do we have money to afford a recount. If it was closer than what it is, I would say, well, but I just wanted to verify that. Mr. Carpenter: I didn't see the article; I have talked to the reporter, but I did not see that I requested a recount in the news, and I certainly did not do that.

Ms. Patterson: I do have one other comment I want to make. Most of you, if not all of you, know that I can be a hothead and have a temper. I have been working very hard at calming that down, however, in the past, I had an issue with a former councilman as pertaining to calling people names or such language on social media. It was brought to my attention this has happened again. It has been deleted by said council member. I do not for the life of me understand how a councilmember, somebody representing our city, no matter what is said by someone, and they were not personally being attacked can go on there and call someone names. It is unacceptable. From me to you guys, this is why a lot of the residents have issues with council is the way they come across. That is totally unacceptable, especially, when you guys already know people have trust issues. For somebody to blatantly come out and call somebody a name on social media and then delete it, but it was screenshot before it was deleted...Ms. Campbell: Will you care to tell who it was? Ms. Patterson: You. Ms. Campbell: Me? What did I say? Ms. Patterson: You called somebody a dumbass. Ms. Campbell: Did I spell it wrong? Ms. Patterson: The spelling doesn't matter Bev; you are a councilmember, how inappropriate.

Contentious discussion continued between Ms. Patterson and Ms. Campbell.

Mayor Williams: We are giving you three minutes. Ms. Patterson: But, she is interrupting it. Now if I call one of you a name, bad on me on social media as a resident, but as city council members to come back on and respond that is very unprofessional. It is not acceptable and



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this is why the city residents have lost so much faith in everything. The funds, the conversations, that is what I have to say. It is like a fricking kids playground sometimes some of the stuff that happens and council members are involved and that is sad.

Mayor Williams: The one thing I clarified with the city manager when we spoke about the election on Tuesday is that there are somewhere in the neighborhood of 300 provisional ballots. I don't know if that is the number I am accurately quoting, but the election results will not be certified until the 18<sup>th</sup> of November. So, there are a lot of results in, but as the city manager said, the county board of elections controls the elections. They will give us the certified result on the 18<sup>th</sup> and if it was within the margin or error, they have an automatic recount. Then, they will automatically recount. That is how the board of elections runs the elections in this county. Stay tuned.

**COUNCIL MEMBER COMMENTS:** Ms. Campbell: I don't know what to say, what you expect out of me; I'm just being honest. Look what is said about me; I don't see anybody protecting me. That whole Facebook thing, on there is nothing but a session to where they will do noting but complain and they tell each other all this and put words in their mouth. That is why we are not getting the street levy passed. It is like they want to prove a point, we'll teach them, we won't do this or that. I have heard so much garbage on there and I'm sure the other ones have, too.

Comments came from Ms. Patterson from the audience seating. Mayor Williams: You are welcome to continue the conversation after the meeting.

Ms. Campbell: Let David know, I didn't know he had a woman speaking for him. Is he that big of a coward?

Comments continued back and forth between Ms. Campbell and Ms. Patterson.

Mrs. Franklin: Comments section is not for us to attack people. We are in a business meeting. If you want to say something productive during your comments, you can, but this is not the time to get in an argument with people. That is not what we do in a business meeting.

Mr. Teaford: I am disappointed about the street levy not passing. I've had some emails and even phone calls. People on both sides of the fence. It is disappointing we could not get it passed. What we are going to do with our roads; I don't know. Kathy pretty much said it as far as doing some roads what it is going to do. We are going to have to live with it.

Mayor Williams: I was very proud to attend an event this afternoon that gave me a lot of hope. I was at WPAFB today, there is a ground breaking for a very large expansion that is happening at the National Air and Space Intelligence Center, and that is all great; 600 – 900 new jobs in the next 12 – 18 months. The reason I came out of that event with such a great feeling is because everyone of the speakers there: Senator Rob Portman, Congressman Mike Turner, someone from Sherrod Brown's office, and people from the Department of Defense talked about how well Ohio is supported in a bi-partisan manner to support Wright-Patt. Ohio is an example to the rest of the country when it comes to supporting our men and women in uniform and that in Ohio it is this part of the state that is leading the charge. It was wonderful to see Senator Portman and the office of Sherrod Brown who are separate sides of the aisle in a very contentious week in our country's history basically arm-in-arm how wonderful it is we can support the men and women in uniform in our country. I was very thankful to witness it and walk out of that event feeling pretty good about not only America, but the part of Ohio we live in and supporting that here in Riverside.

Deputy Mayor Lommatzsch: I am delighted to hear that went so well today. I do participate in Base community activities all the time with the MVMAA, and you are right. This community is know military wide, not just the Air Force, but known nationally for the community organizations and all that support the military. It means the world to them. At

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the MVRPC meeting this morning, I want to share with you something I find fascinating. I don't think I've ever thanked you for allowing me to continue to be on the MVRPC board and it is an honor to be serving as a vice-president this year. ODOT has come up with a program on distracted drivers. Their first program was up in the Youngstown area where they had a corridor, distracted driving corridor, they call it, so, they will be putting one in Montgomery County because the 11 miles from I-70 to Dayton; I'm sure you all see it with the traffic backups and accidents that happen in that corridor. This is the second corridor that ODOT has recognized as being one of the largest accident/victim sites. There is HB 185 being addressed statewide about ticketing folks more seriously. This program, the county and City of Dayton, you can't be stopped for just this, you have to be doing something else and then get ticketed for being a distracted driver. You will be seeing these signs that will be constructed as best they can. There is not a lot of real estate to puts signs up so ODOT has a problem. You might find it interesting to go on the website or I'd be glad to share this with anybody because it is the second worst in the Sate of Ohio. The worst being in Youngstown around I-80 and another interstate. This will start as soon as ODOT gets signage done. Share that with your young friends as they are finding that is a bigger problem; the young people sometimes handle the mobile units better than older people. The law enforcement and state troopers may not be super enforcing it, but they are going to be much more evident. Everybody needs to know distracted drivers are becoming a major problem on the highway. Thank you for the privilege of serving you folks.

Ms. Fry: I would like to apologize to Ms. Patterson for the comments and outburst. They are not reflective of the entire council, and I am sure they are not reflective of Ms. Campbell on her best day. So, I would like to add on that the members of this council are very restrained in responding to the things that are said on social media about us. I know everyone on this council works very hard for the community. To be accused, being in our own interest, it wears on us. I would just ask that you use whatever influence you had to recommend that the members of our community engage with us. Our emails and phone numbers are public knowledge, and hopefully, as demonstrated through the trash issue, we are responsive; we want to engage with the community. It is very hard to endure the slings of arrows levied at us, especially with the road levy. I understand that it is contentious. I believe the trust issue is the biggest challenge for our city and we need to figure out a way to live and work together. Deputy Mayor Lommatzsch: Because you brought it up, in the road levy over the period of the last four years, we answered what the community asked us for. They asked for it not to be continued and they asked for a lower amount. They still are not willing to pave our roads. We are going to have to figure out a way to make some money because we aren't going to meet our budget next year and we can't pave streets. Ms. Fry: I think you mentioned in our last meeting that we don't have an obligation to do residential streets, and I think the community has communicated they don't want us to do residential streets.

Mr. Denning: To tie on to what Ms. Fry said, people seem to think that this is Georgia and we are all Boss Hogg and everybody is making money on this deal or back room things going on. You can't believe what you see on television. Those are for entertainment; that is not what we do. I got on to city council because of my interest in serving the community and all the things I have done in the past in the community. We get \$4,000/year; \$6,000/year for the mayor. To put up with all the arrows and knives and people who just want to make up stuff or what they think is happening and putting it out there and then everybody else either a) believes it or b) piles on with their own version of what is going on. Do not judge us for the way the reasons that you may think is the reason we are here; come and talk to us and find out why we are doing it. It is community service for me; to do what I believe is in the best interest of my community. I mean community; I don't mean city. Whether it is putting new playground equipment in the parks or trying to figure out a way to get streets paved. Kathy has done an awesome job with new ways of finding funding and the state put in the new gas tax, which gave us a little more, but that is not enough. We were trying to put band-aids on everything for a long time and keep things so they weren't donkey paths. The only answer we had is we needed more funding to do residential streets because there is no avenue through the state or federal government to do residential streets. Thoroughfares are one thing



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and can be done by some funding abilities we can get, but residential streets are not. The only way we can do that is asking you to help pay for it. When we were a township before we became a city there were road levies. The road levies kept things going, but those haven't been there for 25 years. If you want your street done; or if you want us to have a plan to be able to do your street any time in the future, we have to have more funding. It may not be a property tax levy; it may be income tax, but if you want it done, right now, we are basically saying, we can't. There is no funding. Unless you want to give something up; fire department, police department, you can have streets, but I'm not willing to give those up. Those are things that protect us all in our community.

Mayor Williams: I thank the council members for their comments. I'm sure there are some conversations that can continue after the meeting is adjourned, but we certainly thank the members of the public that joined tonight.

Ms. Patterson: I see and hear, read the same thing you guys are talking about. If you have read my comments, I have never said anyone's getting money in their pockets that anyone is getting a kickback. I do not have any reason to believe that, and I don't believe that. Now, what I do think, and I quote it as mishandling. I think some things are putting the cart before the horse and it is costing more money. I think a lot of times not everything is looked at and there is money that has to be added and added because the whole picture wasn't looked at. As far as our roads, we need them bad. I am not going to sit here and tell you we do not. Absolutely, they are terrible. But, here is part of the issue and this is coming from a majority of residents and that is the issue of thoroughfares. You've seen a lot about Schwinn getting done, Councilman Denning's road, and it is beautiful. But, here is the thing, Beatrice was patched, which is also one of those thoroughfares and it is crap. I don't know how many of you have been down Beatrice, but it is pathetic. It is hard not to look at Councilman Denning's road is beautiful. People on Beatrice are still driving on crap that is thoroughfares. It is not slated; I don't know I don't recall what the year was. But what the majority of us want is not our roads to be ten years. If we are going to approve this levy and there has been talks of loans, let's get a loan. Let's do the roads now and keep maintaining them. No, we don't think you can come in and do all the roads in one year, but also, there is an issue that played in, which was U-Haul. Those who voted 'no' on U-haul, citizens really had a hard time with and they were like that is it. We are feeling at this point any revenue even if it is smaller is better than no revenue such as Oddbody's. I hate to hear we do have to have a business go, but obviously, we do that is not acceptable. But, we are going to lose revenue at some point, possibly, jobs. That is a nuisance; it is a lot of issues for that neighborhood. I don't live there, but I wouldn't want to live by that. Anyway, I just wanted to say anything on my part anyway and a majority of the residents has not been a personal issue. It is the way the votes went down; it's the way we feel that cart has been put before the course.

Ms. Campbell: Talking about the K-mart business, that was the subject with Levitz, you guys was behind the reason. First time there were three 'no' votes; the second time there was six 'no' votes. I was the only one pointed out, the only one questioned, and the only one made remarks. I don't know if you guys saw that or not. Why didn't you question them when they voted 'no'? I'm allowed to change my mind if I want to.

Mayor Williams: I'm glad we have citizen participation and welcome that. I certain agree with Brenda that it gets tiresome to take those arrows and slings. Some of us had to do that before we were even elected, so, as I tried to impress upon everyone, let us try to keep the spirit of service foremost in our minds.

**ADJOURNMENT:** Mr. Denning motioned to adjourn. Ms. Fry seconded. All were in favor; none were opposed. The meeting adjourned at 7:25 pm.



Peter J. Williams, Mayor



Clerk of Council

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